

VII. Statutory and Executive Order Reviews

This final rule establishes exemptions from the requirement of a tolerance under FFDCa section 408(d) in response to petitions submitted to the Agency. The Office of Management and Budget (OMB) has exempted these types of actions from review under Executive Order 12866, entitled "Regulatory Planning and Review" (58 FR 51735, October 4, 1993). Because this final rule has been exempted from review under Executive Order 12866, this final rule is not subject to Executive Order 13211, entitled "Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use" (66 FR 28355, May 22, 2001) or Executive Order 13045, entitled "Protection of Children from Environmental Health Risks and Safety Risks" (62 FR 19885, April 23, 1997). This final rule does not contain any information collections subject to OMB approval under the Paperwork Reduction Act (PRA) (44 U.S.C. 3501 *et seq.*), nor does it require any special considerations under Executive Order 12898, entitled "Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations" (59 FR 7629, February 16, 1994).

Since tolerances and exemptions that are established on the basis of a petition under FFDCa section 408(d), such as the exemptions in this final rule, do not require the issuance of a proposed rule,

the requirements of the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*), do not apply.

This final rule directly regulates growers, food processors, food handlers, and food retailers, not States or tribes, nor does this action alter the relationships or distribution of power and responsibilities established by Congress in the preemption provisions of FFDCa section 408(n)(4). As such, the Agency has determined that this action will not have a substantial direct effect on States or tribal governments, on the relationship between the national government and the States or tribal governments, or on the distribution of power and responsibilities among the various levels of government or between the Federal Government and Indian tribes. Thus, the Agency has determined that Executive Order 13132, entitled "Federalism" (64 FR 43255, August 10, 1999) and Executive Order 13175, entitled "Consultation and Coordination with Indian Tribal Governments" (65 FR 67249, November 9, 2000) do not apply to this final rule. In addition, this final rule does not impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (2 U.S.C. 1501 *et seq.*).

This action does not involve any technical standards that would require Agency consideration of voluntary consensus standards pursuant to section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTAA) (15 U.S.C. 272 note).

VIII. Congressional Review Act

Pursuant to the Congressional Review Act (5 U.S.C. 801 *et seq.*), EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 17, 2014.

Lois Rossi,

Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

■ 1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 321(q), 346a and 371.

■ 2. In § 180.930, add alphabetically the following inert ingredients in the table to read as follows:

§ 180.930 Inert ingredients applied to animals; exemption from the requirement of a tolerance.

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Inert ingredients	Limits	Uses
* * * * *		
C ₉ rich aromatic hydrocarbons (CAS Reg. No. 64742-95-6)		Solvent.
C ₁₀₋₁₁ rich aromatic hydrocarbons (CAS Reg. No. 64742-94-5)		Solvent.
C ₁₁₋₁₂ rich aromatic hydrocarbons (CAS Reg. No. 64742-94-5)		Solvent.
* * * * *		

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 69

[WC Docket No. 05-25; RM-10593; FCC 12-153]

Special Access Proceeding; Effective Date for Data Collection

AGENCY: Federal Communications Commission.

ACTION: Final rule; announcement of effective date.

SUMMARY: The Federal Communications Commission (Commission) has received approval for the information collection requirement contained in the Special Access Proceeding from the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3501-3520).

DATES: On December 11, 2012, the Commission adopted a Report and Order and Further Notice of Proposed Rulemaking (*Report and Order*) regarding the special access data

collection and stated that the information collection would not go into effect until OMB approved the collection and the Commission published a notice in the **Federal Register** announcing the effective date of the collection. FCC 12-153, 78 FR 2572 (Jan. 11, 2013). On August 15, 2014, OMB approved the data collection requirement and assigned this new information collection OMB Control Number 3060-1197, as required by PRA. Accordingly, the information collection requirement contained in the *Report and Order* is effective September 26, 2014. The Commission's Wireline Competition Bureau (Bureau) will

separately announce a deadline for responding to the collection.

FOR FURTHER INFORMATION CONTACT:

Christopher Koves, Wireline Competition Bureau, Pricing Policy Division (202) 418-8209 or at Christopher.koves@fcc.gov.

SUPPLEMENTARY INFORMATION: In the *Report and Order*, the Commission required providers and purchasers of special access and certain entities providing “best efforts” service to submit data and information for a comprehensive evaluation of the special access market. The Commission delegated authority to the Bureau to implement the data collection. On September 18, 2013, the Bureau released an order implementing the data collection, including clarifying the scope of the collection, providing instructions on how to respond to the data collection questions, and providing a list of all modifications and amendments to the data collection questions and definitions. DA-13-1909, 78 FR 67053 (Nov. 8, 2013). The Commission subsequently submitted the new information collection to OMB for review as required by PRA. 78 FR 73861 (Dec. 9, 2013). OMB approved the collection on August 15, 2014 subject to changes. The Bureau released an Order on Reconsideration on September 15, 2014, amending the collection to reflect the approval received from OMB. DA 14-1327 (Sept. 15, 2014).

Pursuant to the PRA, an agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. Notwithstanding any other provisions of law, no person shall be subject to any penalty for failing to comply with the collection of information subject to the PRA that does not display a valid control number. Questions concerning this information collection, 3060-1197, should be directed to Leslie F. Smith, Federal Communications Commission at (202) 418-2991 or at leslie.smith@fcc.gov.

The total annual reporting burdens and costs for the respondents are as follows:

OMB Control Number: 3060-1197.

OMB Approval Date: August 15, 2014.

OMB Expiration Date: August 31, 2017.

Title: Comprehensive Market Data Collection for Interstate Special Access Services, FCC 12-153.

Form Number: N/A.

Type of Review: New collection.

Respondents: Business or other for-profit entities; not-for-profit institutions; and state, local or tribal governments.

Number of Respondents and Responses: 4,000 respondents; 4,000 responses.

Estimated Time per Response: 134 hours.

Frequency of Response: One-time reporting requirement; recordkeeping.

Obligation to Respond: Mandatory. Statutory authority for this information collection is contained in 47 U.S.C. 151, 154(i), 154(j), 155, 201, 202, 203, 204, 205, 211, 215, 218, 219, 303(r), 332, 403, 503, and section 706 of the Communications Act of 1934, as amended.

Total Annual Burden: 536,000 hours.

Total Annual Cost: \$10,000,000.

Privacy Act Impact Assessment: No impact(s).

Nature and Extent of Confidentiality: This collection calls for the submission of data and information that is commercially and competitively sensitive. The Commission plans to issue a Protective Order specifically for this data collection outlining the procedures for handling and treating the information. The Protective Order will provide limited access to the competitively sensitive information for certain representatives of persons participating in the proceeding, while protecting that competitively sensitive information from improper disclosure, and thereby will serve the public interest.

Needs and Uses: In the *Report and Order*, the Commission initiated a comprehensive special access data collection and specified the nature of the data to be collected and the scope of respondents. In conjunction with the market analysis proposed by the Commission in the accompanying Further Notice of Proposed Rulemaking, 78 FR 2600 (Jan. 11, 2013), the data, information, and documents acquired through this new collection will aid the Commission in conducting a comprehensive evaluation of special access competition and updating its rules for pricing flexibility for special access services.

Federal Communications Commission.

Marlene H. Dortch,

Secretary.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 69

[WC Docket No. 05-25; RM-10593; DA 14-1327]

Special Access Proceeding; Data Collection Amended to Reflect OMB Approval; Filing Deadline Announced; Petitions for Reconsideration Addressed

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this Order on Reconsideration, the Wireline Competition Bureau (Bureau) amends the special access data collection, outlined in the Commission’s *Data Collection Order* to reflect the approval received from the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1995 (PRA), Public Law 104-13. The Commission also announces that responses to the data collection are due by December 15, 2014 and addresses two petitions seeking reconsideration of the *Data Collection Implementation Order* released by the Bureau that clarified and amended the collection. These actions allow the Commission to move forward with the collection of data for a comprehensive analysis of the special access market. This collection is vital to the Commission’s efforts to reform the rules applicable to the provision of special access services by incumbent local exchange carriers (ILECs) in areas subject to price cap regulation.

DATES: *Effective* October 27, 2014. On August 15, 2014, the Commission obtained OMB approval for the data collection under OMB Control No. 3060-1197. In this document, WC Docket No. 05-25; RM-10593; DA 14-1327, the Commission amends the collection to reflect the approval received from OMB and announces that responses to the collection are due by December 15, 2014.

FOR FURTHER INFORMATION CONTACT:

Christopher Koves, Wireline Competition Bureau, Pricing Policy Division, at (202) 418-8209 or (202) 418-0484 (tty), or via email at Christopher.koves@fcc.gov.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission’s Order on Reconsideration, DA 14-1327, adopted and released on September 15, 2014. Appendix A contains definitions and the information requested in the data collection. Appendix B contains the